

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TRIPOINT GLOBAL EQUITIES, L.L.C., A
Maryland limited liability company, in its capacity
as collateral agent for CIP, L.L.C., a Kansas limited
company and CARL W. GROVER,

Case No.1:13-cv-1030 (DLC)

Plaintiff,

NOTICE OF MOTION

-against-

ANTONIO R. FASOLINO, FASOLINO FOODS
USA, INC, FASOLINO FOODS CO., INC.,
FASOLINO ENTERPRISES, INC. and
FASOLINO WINE & SPIRITS, INC.,

Defendants,

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ANTONIO R. FASOLINO, FASOLINO FOODS
USA, INC, FASOLINO FOODS CO., INC.,
FASOLINO ENTERPRISES, INC. and
FASOLINO WINE & SPIRITS, INC.,

Third-Party Plaintiffs,

-against-

CARL W. GROVER, WILLIAM MOORE, CIP,
HUNTER, TAUBMAN AND WEISS, LLP.,
STEVEN WEISS, ESQ., AND SUNFLOWER
CAPITAL, LLC.,

Third-Party Defendants.

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PLEASE TAKE NOTICE, that upon the annexed Declaration Barry Jacobs, Esq., dated
July 9, 2013, together with the exhibits annexed hereto that the Third-Party defendants, HUNTER
TAUBMAN AND WEISS, LLP. and STEVEN WEISS, ESQ., will move this Court before the
Honorable Denise Cote, at the Courthouse for the Eastern District of New York, located at 225

Cadman Plaza, Brooklyn, New York, on a date and time to be determined by the Court, pursuant to the Federal Rules of Civil Procedure and the Local Rules, for an Order pursuant to Federal Rule of Civil Procedure 12(b)(6) and Federal Rule of Civil Procedure 14, to dismiss the Third-Party Complaint against them, together with such other and further relief as this Court may deem just and proper.

Dated: New York, New York
July 12, 2013

ABRAMS, GORELICK, FRIEDMAN &
JACOBSON, LLP
Attorneys for

By:____/s/_____
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